IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL

ORIGINAL JURISDICTION

Dated: Nainital: the 19th day of November 2003

Second Bail application no. 805 **of 2003**

Order on the bail application of accused.

CRIMINAL SIDE

Wasif S/o Mohd. Yusuf
R/o Line No. 17 Azad Nagar
P.S. Haldwani
District Nainital ------ Applicant

Versus

State of Uttaranchal ------ Opposite Party

Arising out of case crime no. 2028 of 2002
Under Sections 307/364/326/201/120B/302 I.P.C.
and 411/34 I.P.C.
P.S. Haldwani
District Nainital

By the court

Hon'ble M.M. Ghildiyal, J.

Heard learned counsel for the applicant and learned A.G.A.

The first bail application was rejected by me on 17.09.2003. The applicant was not granted bail because the allegation was that he has threatened the witnesses. The applicant has now moved second bail application with assertion that the statements of witnesses have been recorded and the witnesses have not stated anywhere in their statements about the name of applicant. Considering the facts and circumstances of the case it is a fit case for bail.

Let the applicant Wasif be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. Nainital.

(M.M. Ghildiyal, J.)

19.11.2003:
ASWAL